

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE:	§	
Remarkable Healthcare of	§	Case No. 24-40605
Carrollton, LP. <i>et al.</i>	§	(Jointly Administered)
	§	
Debtor(s).	§	

---

**OBJECTION TO GUTNICKI FIRST INTERIM FEE APPLICATION (RE: DOCKET NO. 196)**

**TO THE HONORABLE BRENDA T. RHOADES, U.S. BANKRUPTCY JUDGE:**

KILGORE PROPERTY MANAGEMENT LLC, KRS CARROLLTON, LLC, KRS DALLAS, LLC, KRS FORT WORTH, LLC, and KRS SEGUIN, LLC (collectively, “KRS”), object to the first interim fee application of Gutnicki (Docket No. 196).

1. There is a mechanical problem with the fee application. Unfortunately, little or nothing lines up in the fee detail exhibit. The dates do not line up with the time entries and dollar amounts throughout. An example from Page 1 of the fee detail is below.

transcript of the hearing on Motion to Vacate and the hearing on the Wages and				
3/22/2024	Sanctions Motion (.4).	ARR	1.50	742.50
Prepare for and argue at First Day Hearing on Wages and Sanctions, including extensive				
3/22/2024	calls and negotiations with Whitney Tharpe, Trent Krienke, and Buffey Klein	LNB	5.00	4,375.00
3/25/2024	Prepare for hearing on Cash Collateral Motion.	ARR	3.00	1,485.00
Negotiate with landlord and client regarding payment of payroll (1.1); and attend hearing				
3/25/2024	on cash collateral motion (.8).	ARR	1.90	940.50

2. The application cannot be fully evaluated until the fee detail spreadsheet is corrected.

3. Because this problem exists throughout the fee detail exhibit, and since the procedures permit a shortened 14-day objection period, the entire application should be denied without prejudice so that Gutnicki can simply try again and start over. Perhaps even, Gutnicki will conserve resources for all involved and simply withdraw Docket No. 196 and start over.

4. Otherwise, considering the extremely tenuous nature of these cases, no interim fees should be allowed.

5. No fees should be allowed and no payments should issue to Gutnicki because these cases are administratively insolvent.

6. No fees should be allowed and no payments should issue to Gutnicki unless and until administrative rent to KRS for each Debtor is paid in full.

7. John McPike has testified that each of the Debtors is responsible for the fees of that Debtor. The application fails to break down which of the Debtor(s) each unit of work was performed.

8. Gutnicki is not disinterested. No creditors or parties in interest are benefiting from these cases. Ms. Boydston has professed openly that the only reason to pursue the Seguin case is to protect the McPikes. Gutnicki should be disqualified and the retention revoked.

9. Gutnicki has provided no value to any of the estates, especially with respect to the three DFW debtors. To the contrary, these cases have cost KRS and other creditors substantial additional dollars in dealing with the inability of the Debtors to sustain operations

10. For example, Gutnicki has concealed from the Court and creditors the federal enforcement action that led to the closure of the Fort Worth facility.

11. On information and belief, other material details of the management of these Debtors are being concealed, and likely will be addressed at the other proceedings scheduled for July 22, 2024.

12. Additional objections with respect to individual line items appear in **Exhibit K047** attached hereto and incorporated by reference herein, which exhibit is a conversion of the fee detail exhibit from .pdf to .xlsx and which further highlights the column

alignment problem referenced and described in Paragraph No. 1 above. Additional objections will be made if and when the column alignment problem is corrected.

13. KRS reserves the right to amend and/or supplement this Objection prior to any hearing and/or when the fee detail exhibit is corrected.

### **CONCLUSION AND PRAYER**

WHEREFORE, KRS Carrollton LLC et al. respectfully requests that the Court deny the first interim fee application. Landlords respectfully request such other and further relief to which they are entitled at law or in equity.

Dated: July 16, 2024

Respectfully submitted:

**WEYCER, KAPLAN, PULASKI & ZUBER, P.C.**

By: /s/ Jeff Carruth  
JEFF CARRUTH (TX SBN: 24001846)  
2608 Hibernia, Suite 105  
Dallas, Texas 75204-2514  
Telephone: (713) 341-1158  
Fax: (713) 961-5341  
E-mail: jcarruth@wkpz.com

**ATTORNEYS FOR:**

**KILGORE PROPERTY MANAGEMENT LLC  
KRS CARROLLTON, LLC  
KRS DALLAS, LLC  
KRS FORT WORTH, LLC  
KRS SEGUIN, LLC**

### **CERTIFICATE OF SERVICE**

On July 16, 2024, I hereby certify that a true and correct copy of the foregoing Notice of Appearance was served upon all registered ECF users who have appeared in this case to date through the ECF noticing system.

/s/ Jeff Carruth  
JEFF CARRUTH

	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	<b>B110 - Case Administration</b>										
4	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>	<b>Objections</b>					
5	3/20/2024	Draft First Day Pleadings, including Wages Motion and Sanctions Motion.	ARR	4.90	2,425.50	The sanctions motion was prepared already and filed originally in the -23 case. See 23-42098, Docket No. 110.					
6	3/21/2024	Prepare for emergency hearing on wages motion and sanctions motion.	ARR	9.50	4,702.50	This is substantial block time entry with insufficient detail for 9.5 hours.					
7	3/22/2024	Updated first day motions to comply with court's formatting.	LCN	2.50	voluntarily written off						
8	3/22/2024	Attend hearing on Wages Motion and Sanctions Motion.	ARR	2.40	1,188.00	No description of any activity at the hearing, "attended" provides no information; overstaffing.					
9	3/22/2024	Prepare for hearing on Wages Motion and Sanctions Motion.	ARR	3.30	voluntarily written off						
10		Amend proposed orders on Joint Administration and Workforce/Wages Motion (.25); Draft and file request for emergency hearing on cash collateral motion (.75); and order									
11		transcript of the hearing on Motion to Vacate and the hearing on the Wages and									
12		Sanctions Motion (.4).	ARR	1.50	742.50	No objection on a 0.10 line item, but these entries add up to 1.4, not 1.5.					
13	3/22/2024	Prepare for and argue at First Day Hearing on Wages and Sanctions, including extensive									
14	3/22/2024	calls and negotiations with Whitney Tharpe, Trent Krienke, and Buffey Klein	LNB	5.00	4,375.00						
15	3/25/2024	Prepare for hearing on Cash Collateral Motion.	ARR	3.00	1,485.00						
16	3/25/2024	Negotiate with landlord and client regarding payment of payroll (1.1); and attend hearing on cash collateral motion (.8).	ARR	1.90	940.50						
17	3/26/2024	Prepare proposed order for Cash Collateral Motion and draft notice of hearing for status conference.	ARR	1.50	742.50						
18	3/26/2024	Review DIP Motion and Proposed Order filed by Landlord and provide feedback (.75); edit cash collateral motion (.75); and draft Utilities Motion (2.5).	ARR	4.00	1,980.00						
19		draft motion to extend deadline to file Schedules and Statements and proposed order (1.0); draft utilities motion and corresponding proposed interim and final orders and									
20	3/27/2024	utility provider list (4.8)	ARR	5.80	2,871.00	A utilities motions doesn't take 4.8 hours. Assembly of the provider list is administrative.					
21	3/27/2024	Draft Cash Management Motion.	ARR	0.40	voluntarily written off						
22	3/28/2024	Draft Cash Management Motion and the proposed interim and proposed final orders. Draft Patient Confidentiality Motion and Proposed Order (1.0); and draft Insurance	ARR	2.60	1,287.00						
23	3/28/2024	Motion and Proposed Order.	ARR	3.10	voluntarily written off						
24	3/29/2024	Prepare Declaration of Electronic Filing for each of the Remarakble entities separately.	ARR	1.20	594.00						
25		Research and prepare for final hearing on Wages Motion (3.2); and finalize Extension									
26		Motion, confer with U.S. Trustee regarding Extension Motion and Emergency Setting, and									
27	4/1/2024	draft Request and proposed order for emergency hearing on the extension motion (2.5).	ARR	5.70	2,821.50						
28	4/2/2024	Prepare for final hearing on workforce motion.	ARR	4.00	voluntarily written off						
29	4/2/2024	Confer with client prior to and attend and argue at hearing on Final Order Granting Debtors' Workforce Motion.	ARR	2.50	1,237.50						
30	4/2/2024	Edit and file Schedules Extension Motion in each of the bankruptcy cases and submit proposed orders for each debtor to the Court.	ARR	1.30	643.50						

	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	B110 - Case Administration										
4	Date	Description	Initials	Hours	Amount	Objections					
31	4/3/2024	Amend final order granting workforce motion (.75); draft insurance motion	ARR	3.60	voluntarily written off						
32	4/4/2024	Draft Insurance Motion, prepare exhibit, and draft proposed order on insurance motion. Prepare for initial debtor interview, including filling out and compiling necessary documents.	ARR	2.40	1,188.00						
33	4/8/2024	Finalize letter to CMS and related communications w/McPikes (.7); communications w/PCO (.1); attend to questions about initial IDI (.2)	ARR	7.60	3,762.00						
34	4/8/2024	Finalize Initial Debtor Interview documents and email them to U.S. Trustee.	LNB	1.00	875.00						
35	4/10/2024	Meet with representatives from Omni to discuss the Schedules and SOFAs.	ARR	1.00	495.00						
36	4/10/2024	Preparing Noticing Agent Application	LCN	0.80	356.00						
37	4/11/2024	Respond to email of a interested party that was notified about the bankruptcy case.	ARR	0.20	voluntarily written off						
38	4/12/2024	Prepare for and attend initial debtor interview.	ARR	1.50	742.50						
39	4/15/2024	Draft MTA for Fort Worth	LNB	2.00	1,750.00						
40	4/15/2024	Prepare Schedules, Statements of Financial Affairs, and Global Notes.	ARR	2.90	1,435.50						
41	4/15/2024	Meet with Debtors' representatives and Omni to discuss preparing Schedules and Statements.	ARR	1.00	495.00						
42	4/16/2024	Draft Subchapter V section 1188(c) status report.	ARR	3.70	1,831.50	Status report was excessive and provided nothing to the case. Status report was not addressed at hearing.					
43		Meet with representatives from Omni and the Debtors to go through and revise Schedules									
44	4/16/2024	and Statements, and revise the Global Notes and file Schedules and Statements.	ARR	6.60	3,267.00						
45	4/16/2024	Finalize, final review of, and filing of Debtors' Schedules and SOFAs, including calls w/Omni	LNB	1.40	1,225.00						
46	4/17/2024	Draft Omni Retention Application.	ARR	0.70	346.50						
47	4/19/2024	Filing pleadings (.5); Returning calls from creditors (.5)	KJD	1.00	205.00						
48	Date	Description	Initials	Hours	Amount						
49	4/22/2024	Attend 341 meeting	LNB	1.00	875.00						
50	4/24/2024	Prepare Declarations regarding Schedules and Statements to be filed in each of the Debtors' cases.	ARR	0.90	445.50						
51	4/25/2024	Prepare and filed declarations for electronic filing in support of Schedules and Statements. Confer with Barbara Pelaez, Debtors' state court defense counsel, regarding the status of the bankruptcy cases.	ARR	0.30	148.50						
52	4/25/2024	Attend continued show cause hearing (2.3)	LNB	2.30	2,012.50						
53	5/1/2024	Call w/Bufey Klein (.2); call w/LB McPike (.3); call w/Jon McPike (.1)	LNB	0.60	525.00						
54	5/2/2024	Calls w/Bufey Klein (.2, .1); call w/Jon McPike (.2)	LNB	0.50	437.50						
55	5/3/2024	Strategy call with bankruptcy group.	ARR	0.50	voluntarily written off						
56	5/6/2024	Edit Cash Management Motion, proposed order, and other relevant exhibits.	ARR	1.00	495.00						
57	5/10/2024	UCC Searches	SEM	0.20	45.00						
58	5/10/2024	Edit proposed order regarding the show cause hearing on the management transition.	ARR	0.40	198.00						
59											
60											

	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	<b>B110 - Case Administration</b>										
4	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>	<b>Objections</b>					
61	5/10/2024	Confer with counsel for Quatro regarding protesting taxes on the Seguin property.	ARR	0.30	148.50						
62	5/10/2024	Coordinate a UCC lien search on the Debtors.	ARR	0.20	99.00						
63	5/16/2024	UCC Searches, summary of search results	SEM	1.30	292.50						
64	5/22/2024	prepare and finalize MORs & PCO Report, and file	KJD	1.50	307.50						
65	5/30/2024	Confer with debtors regarding the insurance premium financing agreement.	ARR	0.20	99.00						
66	5/31/2024	Confer with client and work on payroll issues.	ARR	0.60	297.00						
67											
68	<b>SUBTOTAL FOR B110 - Case Administration</b>										
69											
70	<b>B120 - Asset Analysis and Recovery</b>										
71	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hour</u>	<u>Amount</u>						
72	4/3/2024	Review of survey and enforcement and penalty materials for Remarkable, legal research related to the same and potential appeal routes.	NS	1.20	660.00						
73	4/3/2024	Call with LB; review material from client; emails re: research. Strategy call w/Gutnicki team (.2); call w/Jon McPike re Fort Worth & CMS (.1); attention	ASK	2.50	voluntarily written off						
74		to CHM issues and related emails w/CMS attorneys and admins (.1) and related call w/ASK									
75	4/3/2024	Kaye regarding legal action for same (.5) Internal call with Liz and ASK to discuss status and strategy regarding proposed	LNB	0.90	787.50						
76		termination (1.0), coordinating on research with Emily regarding restrictions of transfer									
77	4/4/2024	after termination, follow up internally on the same (.6). Research on whether Texas has a restriction on where residents can go when facility shuts	NS	1.60	880.00						
78	4/4/2024	down reply to inquiry re steps to a facility closure and draft closure and relocation prepared;	ECS	1.00	445.00						
79	4/4/2024	research on TX and CMS requirements Call with LB and NS re: background information and strategy (1.0); review documents re:	SP	2.50	875.00						
80	4/4/2024	same (.8). Strategy call regarding CMS w/Gutnicki team (1.0); communications w/HHSC and CMS and	ASK	1.80	1,575.00	No value - Fort Worth shut down, Gutnicki hid the problem.					
81		their counsel (.1); call w/Jon McPike (.2); review materials sent regarding IJ plans of									
82	4/4/2024	correction (.5)	LNB	1.80	1,575.00	No value - Fort Worth shut down, Gutnicki hid the problem.					
83		Participating in conference call with CMS regarding termination of provider agreement,									
84	4/5/2024	CHOW, and collect materials to tender for CMS's consideration related to the same.	NS	0.50	275.00						
85	4/5/2024	Participate in call with CMS re: termination (.4); call with LB re: next steps (.4) Prepare for call w/CMS (.5); Participate in call with CMS regarding termination of provider	ASK	0.80	700.00						
86		agreement (.4); call with ASK Kaye regarding next steps (.4); draft letter to CMS for appeal									
87	4/5/2024	(1.7)	LNB	3.00	2,625.00	No value - Fort Worth shut down, Gutnicki hid the problem.					
88	4/7/2024	Review draft letter re: CMS termination. attention to correspondence re: lien searches (0.1); review confidentiality motion and	ASK	0.60	525.00						
89	5/10/2024	proposed order (0.5)	RAW	0.60	285.00						

	A	B	C	D	E	F	G	H	I	J	K
1	EXHIBIT K047										
2	Time Detail										
3	B110 - Case Administration										
4	Date	Description	Initials	Hours	Amount		Objections				
90	SUBTOTAL FOR B120 - Asset Analysis and Recovery				18.80	\$11,207.50					
91											
92	B130 - Asset Disposition										
93	Date	Description	Initials	Hours	Amount						
94	4/10/2024	Extensive communications/calls regarding CMS provider number issue and HHSC issue	LNB	1.20	1,050.00		No value - Fort Worth shut down, Gutnicki hid the problem.				
95	4/11/2024	Zooms w/HHSC and related communications w/Landlords' regulatory counsel	LNB	2.00	1,750.00		No value - Fort Worth shut down, Gutnicki hid the problem.				
96	4/16/2024 4/17/2024	Call w/Allison Spruill regarding TRO (.2); review and redline same (.4); walk-through MTA for Fort Worth w/Debtors (3.6)  LNB 4.20 3,675.00 Finalize MTA and share w/Pure Health's counsel Carmin Grandinetti					##				
97	SUBTOTAL FOR B130 - Asset Disposition									8.20 \$7,175.00	
98											
99	B140 - Relief from Stay/Adequate Protection Proceedings										
100			review sua sponte order lifting automatic stay, research options for relief, related correspondence (2.4); analyze proofs of claim (0.2)								
101	5/7/2024		RAW 2.60 voluntarily written off								
102	SUBTOTAL FOR B140 - Relief from Stay/Adequate Protection Proceedings									2.60 voluntarily written off	
103											
104	B150 - Meetings of and Communications with Creditors										
105			Confer and negotiate with Alleon, landlord, and other interested parties regarding a settlement to make payroll.								
106	3/22/2024 3/27/2024		ARR 2.50 1,237.50 Email vendors who are demanding payment from the Debtors to inform them of the bankruptcy filing.								
107	SUBTOTAL FOR B150 - Meetings of and Communications with Creditors									2.80 \$1,386.00	
108											
109	B160 - Fee/Employment Applications										
110	Date	Description	Initials	Hours	Amount						
111	4/18/2024	Prepared Gutnicki Retention Application	LCN	0.90	400.50						
112	5/3/2024	Draft claims and noticing agent application.	ARR	1.10	544.50						
113	5/6/2024	Draft and edit Omni Application and relevant exhibits.	ARR	1.70	841.50						
114	5/8/2024	Finalize and file Application to Employ Omni as Claims and Noticing Agent. draft motion establishing procedures for interim compensation and reimbursement (1.8);	ARR	0.60	297.00						

	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	<b>B110 - Case Administration</b>										
4	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>	<b>Objections</b>					
115	5/10/2024	related correspondence (0.1)	RAW	1.90	902.50						
116	5/13/2024	Edit Motion to Approve Interim Compensation Procedures. review edits to motion establishing procedures for interim compensation and	ARR	1.90	940.50						
117	5/13/2024	reimbursement (0.1); related correspondence (0.1) Reformatted application to employ professionals in the ordinary course of business and its	RAW	0.20	voluntarily written off						
118	5/14/2024	accompanying order	LCN	1.40	623.00						
119	5/24/2024	Finalize Interim Compensation Motion. review and file proposed order authorizing omni as claims, noticing, and solicitation agent	ARR	0.60	297.00						
120	5/27/2024	(0.3); related correspondence re: same (0.2)	RAW	0.50	237.50						
121	<b>SUBTOTAL FOR B160 - Fee/Employment Applications</b>					10.80	\$5,084.00				
											Approx. \$1300 pertains to Omni and approx. \$3,300 pertains to the retention and payment of Gutnicki which is excessive.
122											
123	<b>B185 - Assumption/Rejection of Leases and Contracts</b>										
124	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>						
125	4/30/2024	Edit Motion to Reject Fort Worth Lease. review lease and security agreement and docket filings (0.5); draft motion to reject and	ARR	1.70	841.50						
126	4/30/2024	abandon lease (2.4); related correspondence (0.1) review revisions to motion to reject lease and related proposed order (0.5), call with Liz	RAW	3.00	1,425.00						
127		re: drafting a notice of abandonment (0.2), research bankruptcy rules and procedures and									
128	5/1/2024	draft notice of intent to abandon real property lease (3.3)	RAW	4.00	voluntarily written off						
129	5/2/2024	Research for and edit Notice of Intent to Abandon.	ARR	1.00	495.00						
130	5/3/2024	team strategy call	RAW	0.50	voluntarily written off						
131	5/6/2024	Edit Notice of Intent to Abandon and Rejection Motion and prepare exhibits to be filed. review lease and assignment documents (2.3), draft and revise notice, motion, and	ARR	3.50	1,732.50	\$3,200 to reject a lease on a closed facility is excessive. That's a 1.0-1.5 hour project, period.					
132		proposed order to reject and abandon Dallas and Carrollton leases (2.3); related									
133	5/8/2024	correspondence (0.1) Edit Motion to Reject Carrollton and Dallas Leases and proposed order and edit patient	RAW	4.70	2,232.50	No motion to reject Carrollton and Dallas is filed.					
134	5/8/2024	confidentiality motion and proposed order.	ARR	6.40	3,168.00						
135	5/9/2024	Confer with landlord's counsel regarding transition. review and summarize objection to debtors' motion to reject Fort Worth lease (0.3);	ARR	2.00	990.00						
136	5/29/2024	review local procedure rules re: response to same (0.2)	RAW	0.50	237.50						
137	<b>SUBTOTAL FOR B185 - Assumption/Rejection of Leases and Contracts</b>					27.30	\$11,122.00				
138											
139	<b>B190 - Other Contested Matters</b>										
140	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>						
141		Editing Voluntary Petitions; filing petitions with the Court; paying filing fees; filing motions for joint administration in all five new bankruptcy cases; preparing a .zip for attorneys of									
142		recent filings; sending attorneys copies of file-stamped documents; filing motion for									
143		sanctions and affidavit and exhibits with the Court; sending copies of filings to opposing									
144	3/20/2024	counsel via ShareFile link.	BG	2.40	voluntarily written off						



	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	<b>B110 - Case Administration</b>										
4	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>	<b>Objections</b>					
145	3/20/2024	Prepare to file bankruptcy, including petitions and first days. Review and approve petitions, wages, and first day motions for filing (2.5); review and	ARR	4.50	2,227.50	This appears to be a duplicate of the March 20 entries under Category B110; the sanctions motion was prepared for the -23 case and/or recycled into the current -24 case. See Case No. 23-42098, Docket No. 110.					
146	3/20/2024	revise Motion for Sanctions (2.1) Editing and filing requests for emergency hearing with the Court; drafting, editing and	LNB	4.60	4,025.00	This appears to be a duplicate of the March 20 entries under Category B110; the sanctions motion was prepared for the -23 case and/or recycled into the current -24 case.					
147		filing amended motions for joint administration in other four cases, and certificates of									
148		service; corresponding with attorneys regarding filings; updating and maintaining docket									
149		to ensure timely compliance with deadlines and requirements for court hearings;									
150	3/21/2024	managing case docket. Draft Declaration in support of Motion for Sanctions, revise same, and review exhibits for	BG	3.70	voluntarily written off						
151	3/21/2024	same Filing Exhibit/Witness List and exhibits with the Court (.7); updating and maintaining	LNB	4.40	3,850.00	Unable to determine what actually goes into this time entry from the alignment problem.					
152		docket to ensure timely compliance with deadlines and requirements for court hearings									
153	3/22/2024	(.3) Filing exhibit/witness list and corresponding exhibits with the Court; managing docket;	BG	1.00	225.00						
154		updating and maintaining docket to ensure timely compliance with deadlines and									
155	3/25/2024	requirements for court hearings.	BG	0.60	voluntarily written off						
156		Filing Notice of Hearing with the Court; fining orders with the Court; contacting the									
157		Judge's clerk regarding orders; updating and maintaining docket to ensure timely									
158	3/26/2024	compliance with deadlines and requirements for court hearings; managing case docket.	BG	1.70	voluntarily written off						
159	3/27/2024	Managing case docket.	BG	0.20	voluntarily written off						
160	4/2/2024	Managing case docket. Contacting court regarding pro hac vice application; drafting application for pro hac vice;	BG	0.20	voluntarily written off						
161	4/3/2024	filing pro hac vice application with the Court; managing case docket. Updating and maintaining docket to ensure timely compliance with deadlines and	BG	1.40	voluntarily written off						
162	4/4/2024	requirements for court hearings.	BG	0.20	voluntarily written off						
163	4/8/2024	Managing case docket.	BG	0.20	voluntarily written off						
164	4/9/2024	Managing case docket. Managing case docket; updating and maintaining docket to ensure timely compliance with	BG	0.10	voluntarily written off						
165	4/18/2024	deadlines and requirements for court hearings.	BG	0.40	voluntarily written off						
166	4/24/2024	Prepare for show cause hearing. Attend strategy call with Debtors' representatitves and LNBoydston regarding show cause	ARR	1.70	841.50						
167	4/24/2024	hearing.	ARR	1.50	742.50						
168	4/24/2024	Attend hearing on show cause and the appointment of a trustee.	ARR	5.20	2,574.00	Show cause hearing was a direct result of Gutnicki concealing the enforcement action, and caused all parties to attend, incur fees, and expend resources.  Overstaffing.					

	A	B	C	D	E	F	G	H	I	J	K
1	EXHIBIT K047										
2	Time Detail										
3	B110 - Case Administration										
4	Date	Description		Initials	Hours	Amount	Objections				
169	4/24/2024	Compile notes from show cause hearing.		ARR	0.30	148.50					
170	4/24/2024	Call w/Whitney Tharpe (.2); prep for Show Cause hearing (1.5); argue at show cause (5.0) Updating and maintaining docket to ensure timely compliance with deadlines and		LNB	6.70	5,862.50	Show cause hearing was a direct result of Gutnicki concealing the enforcement action, and caused all parties to attend, incur fees, and expend resources.				
171	4/25/2024	requirements for court hearings; managing case docket.		BG	0.40	voluntarily written off					
172	4/25/2024	Attend Mediation on Receivership/Transition		LNB	2.20	1,925.00					
173	4/26/2024	Attend show cause hearing.		ARR	2.30	1,138.50					
174	4/26/2024	Managing case docket; pulling motion from docket.		BG	0.40	voluntarily written off					
175	5/1/2024	Legal research; reviewing court docket; managing case docket.		BG	0.50	voluntarily written off					
176	5/3/2024	Updating and maintaining docket to ensure timely compliance with deadlines and requirements for court hearings; managing case docket.		BG	0.70	voluntarily written off					
177	5/6/2024	Managing case docket.		BG	0.20	voluntarily written off					
178	5/8/2024	Managing case docket.		BG	0.20	voluntarily written off					
179	5/9/2024	Attend status hearing on transitioning management.		ARR	1.80	891.00					
180	5/14/2024	Update and maintain docket to ensure timely compliance with deadlines and requirements for court hearings; manage case docket.		BG	0.40	voluntarily written off					
181	5/29/2024	Draft Motion to Amend Order Lifting the Automatic Stay. Manage case docket; update and maintain docket to ensure timely compliance with		ARR	4.30	2,128.50	Unable to determine what actually goes into this time entry from the alignment problem; motion not identified and/or never filed.				
182	5/29/2024	deadlines and requirements for court hearings.		BG	0.70	voluntarily written off					
183	5/30/2024	Review Motion to Amend Order Lifting Stay.		ARR	0.50	247.50					
184	SUBTOTAL FOR B190 - Other Contested Matters				55.60	\$26,827.00					
185											
186	B195 - Non-Working Travel										
187	Date	Description		Initials	Hours	Amount					
188	4/2/2024	Travel to court for hearing.		ARR	0.80	voluntarily written off					
189	SUBTOTAL FOR B195 - Non-Working Travel				0.80	voluntarily written off					
190											
191	B230 - Financing/Cash Collections										
192	Date	Description		Initials	Hours	Amount					
193	3/25/2024	Calls w/Bufey Klein regarding cash collateral (.1, .2); calls w/Landlord regarding same (.2, .2); prepare for and argue at Cash Collateral hearing (1.4) Status hearing and Landlord's weird DIP Motion hearing, including revising and		LNB	2.10	1,837.50					
194	3/26/2024	negotiating outside of courtroom w/LL counsel regarding DIP Comms w/West Wharton regarding funding (.1); emails from Jeff Carruth regarding		LNB	2.40	2,100.00					
195	4/3/2024	funding (.1) Comms w/West Wharton regarding funding (.1); emails from Jeff Carruth regarding		LNB	0.20	175.00					

	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	<b>B110 - Case Administration</b>										
4	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>	<b>Objections</b>					
196	4/4/2024	funding (.1)	LNB	0.20	175.00						
197	4/15/2024	Review cash collateral order (.6); call with Boydston re same (.2)	MDS	0.80	476.00						
198		Review and revise Cash Management Motion and Interim Order (.2); communications w/Gordon Green of Regions Bank regarding same and March 25th hearing transcript (.1);									
199		review transcript and share same w/Gordon and related communications (.2); discuss									
200		payroll and operating accounts w/McPikes and outline expenses for Landlords (.2); update									
201		cash collateral budget and related communications w/PCO regarding budgeted expenses									
202	4/18/2024	(0.2)	LNB	0.90	787.50						
203	4/30/2024	Telephonically attend hearing on cash collateral and DIP financing and take notes.	ARR	0.80	voluntarily written off						
204	4/30/2024	Review DIP docs (.6); call with Boydston re same (1.1); correspond with same re same (.4)	MDS	2.10	1,249.50	Internal calls excessive.					
205	4/30/2024	Call w/Bufsey Klein (.5); review and revise DIP docs (1.0); argue at DIP hearing (.8)	LNB	2.30	2,012.50						
206	5/21/2024	Attend hearing on DIP financing motion and ask for a continuance.	ARR	1.10	544.50						
207	5/24/2024	Attend telephonically hearing on DIP Financing Motion and Cash Collateral Motion.	ARR	0.50	247.50						
208	5/31/2024	Review Loan and DACA Agreements to determine which accounts they have historically covered (1.0); research for motion to amend order lifting automatic stay.	ARR	1.60	792.00						
209	5/31/2024	Attend continued hearing on DIP Financing.	ARR	1.50	742.50						
210	<b>SUBTOTAL FOR B230 - Financing/Cash Collections</b>										
			16.50		\$11,139.50						
211											
212	<b>B310 - Claims Administration and Objections</b>										
213	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>						
214	5/7/2024	research and analyze Greenleaf proofs of claims from 2018 bankruptcy (0.2); review 2024 Greenleaf proofs of claims (0.5); related correspondence (0.1)	RAW	0.80	380.00						
215	5/8/2024	review Greenleaf proofs of claim (0.1) and analyze 2018 Confirmation Order in preparation for preparing objection to claims (0.2)	RAW	0.30	142.50						
216		review Greenleaf proofs of claim from 2018, 2023, and 2024 cases (0.5); analyze relevant									
217	5/9/2024	docket pleadings (0.5); draft objection to claims (4.0); related correspondence (0.1)	RAW	5.10	voluntarily written off						
218	5/9/2024	Research for Objection to Proof of Claim of Greenleaf.	ARR	1.20	594.00						
219	5/10/2024	work on objection to Greenleaf proofs of claims and proposed order	RAW	2.00	voluntarily written off						
220	5/28/2024	review docket and claims register for notices of intent to strike deficient proofs of claims (0.3); related correspondence (0.1)	RAW	0.40	190.00						
221	5/31/2024	review bankruptcy rules re: filing late claim and respond to creditor inquiry re: same	RAW	0.40	190.00						
222	<b>SUBTOTAL FOR B310 - Claims Administration and Objections</b>										
			10.20		\$1,496.50						
223	<b>B320 - Plan and Disclosure Statement</b>										
224	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>						
	5/9/2024	courthouse rooms (1.5); continued status conference (.7)	LNB	3.90	3,412.50	research re: motion to extend time to file plan rules and procedures (1.1); related					
225	5/13/2024	correspondence (0.1)	RAW	1.20	570.00						
226	5/14/2024	Status conference on transition	LNB	0.40	350.00						

	A	B	C	D	E	F	G	H	I	J	K
1	<b>EXHIBIT K047</b>										
2	Time Detail										
3	<b>B110 - Case Administration</b>										
4	<u>Date</u>	<u>Description</u>	<u>Initials</u>	<u>Hours</u>	<u>Amount</u>	<b>Objections</b>					
227		Calls w/Bufey Klein and Jon McPike in prep for final cash coll hearing (.3); Argue at Final									
228	5/24/2024	Cash Collateral Hearing (.5) draft motion to extend deadline to file plan and proposed order (1.3); related	LNB	0.80	700.00						
229	5/28/2024	correspondence (0.2) revise motion to extend deadline to file plan and proposed order (1.2); related	RAW	1.50	712.50						
230	5/28/2024	correspondence (0.2)	RAW	1.40	665.00						
231	5/31/2024	Draft and edit Motion to Extend Time to file Subchapter V Plan. review lease provisions and demand letters (1.0); summarize findings as to collateral,	ARR	1.60	792.00						
232	5/31/2024	default provisions, and landlord liens (1.9) Extensive emails and calls w/Bufey Klein and clients regarding Alleon sweeps and attend	RAW	2.90	1,377.50						
233	5/31/2024	and argue at hearing	LNB	4.00	3,500.00	This has nothing to do with plan or disclosure statement.					
234											
235	<b>SUBTOTAL FOR B320 - Plan and Disclosure Statement</b>										
			17.70	\$12,079.50							
236	<b>Summary of Task Codes</b>										
237											
238	<u>Task Code</u>	<u>Description</u>		<u>Hours</u>	<u>Amount</u>						
239	B110	Case Administration		116.3	52,930.50						
240	B120	Asset Analysis and Recovery		18.8	11,207.50						
241	B130	Asset Disposition		8.2	7,175.00						
242	B140	Relief from Stay/Adequate Protection Proceedings		2.6	voluntarily written off						
243	B150	Meetings of and Communications with Creditors		2.8	1,386.00						
244	B160	Fee/Employment Applications		10.8	5,084.00						
245	B185	Assumption/Rejection of Leases and Contracts		27.3	11,122.00						
246	B190	Other Contested Matters		55.6	26,827.00						
247	B195	Non-Working Travel		0.8	voluntarily written off						
248	B230	Financing/Cash Collections		16.5	11,139.50						
249	B310	Claims Administration and Objections		10.2	1,496.50						
250	B320	Plan and Disclosure Statement		17.7	12,079.50						
251			<b>Total</b>	<b>287.60</b>	<b>\$140,447.50</b>						
252	C:\Users\jcarruth\ND Office Echo\VAULT-C9SL7ZTY\[exh k047 - fee app Gutnicki 001 objections 4855-9886-8433 v.1.xlsx]Table 1										